

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 09/933,323.

Filing Date 08/20/2001

First Named Inventor John B. Terry

Group / Art Unit 2611

Examiner Name Not Assigned

**RECEIVED**Total Number of Pages in This  
Submission

5\*

Attorney Docket No. 0960-020 JUL 19 2002

Technology Center 2000



## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<b>* Number pages cited references not included SB08A and SB08B Copy of references cited Return Receipt Postcard</b>	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement		
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53			

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kevin E. Flynn	37,325	
Signature		Date	07/10/2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name	Lynette M. Bailey		
Signature		Date	07/10/2002



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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Terry et al.	Attorney Docket:	0960-020
Serial No:	09/933,323	Examiner:	Not Assigned
Filed:	08/20/2001	Art Unit:	2611

Title: CAPACITY SCALING AND FUNCTIONAL ELEMENT REDISTRIBUTION  
WITHIN AN IN-BUILDING COAX CABLE INTERNET ACCESS SYSTEM

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT** Technology Center 2600

Assistant Commissioner for Patents  
Washington D.C. 20231

Transmitted herewith are Forms PTO/SB/08A and 08B providing material that may be relevant to the subject application. It is respectfully requested that these documents be considered by the Examiner and an initialed copy of the forms be returned to the undersigned. It is believed that this disclosure complies with the requirements of 37 CFR §§ 1.56, 1.97 and 1.98 and the MPEP § 609. If for some reason the Examiner considers otherwise, it is respectfully requested that the undersigned be called so that any deficiencies can be remedied.

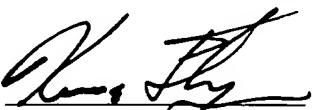
Submission of these documents is consistent with the broadest interpretation of the duty of disclosure. In accordance with the rule for patent prosecution, such a submission is not to be construed as an admission that the information cited in the Supplemental Information Disclosure Statement is, or is considered to be, material to patentability as defined in §1.56. Applicant respectfully reserves the right to challenge a conclusion that any of the submitted material represents information constituting prior art to the present application or that the information that applicant has located would be of the type used by one of ordinary skill in the art in solving the problems addressed in the present application. The submission of these materials is consistent with the duty of disclosure and should not be interpreted as an indication that applicant has made a prior art search such that the Examiner should not undertake to conduct an independent prior art search.

Applicant submits material that is listed in an International Search Report for a PCT application corresponding to US Application No. 10/071,007 for Multi-Band Coax Extender for In-Building Digital Communication Systems (Docket number 0960-022). A copy of the Search Report is provided for the convenience of the Examiner.

Please note that the search report references USPN 6,028,860 (Raissinia Alireza et al.). This patent is provided and identified as 6,028,860 Laubach et al. Note that WO 01/76142 is a publication of another PCT application with common assignee and was published October 11, 2001, and after the filing date of the last of the priority applications for the present application. Accordingly, we have not submitted a copy of the PCT application.

Dated: July 10, 2002

Respectfully submitted,



Kevin E. Flynn

Reg. No. 37,325

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Enclosures

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**Substitute for form 1449A/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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JUL 16 2002

Complete, if Known	
Application	09/933,323
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Examiner Name	Not Assigned
Attorney Docket	0960-020

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U.S. PATENT DOCUMENTS

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## **FOREIGN PATENT DOCUMENTS**

**Examiner  
Signature**

Date Considered

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet

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**Complete if Known**

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Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue numbers(s), publisher, city, and/or country where published	T <sup>2</sup>
	A	Publication by Goldberg, Lee, entitled <i>MCNS/DOCSIS MAC Clears a Path for the Cable-Modem Invasion</i> , <i>Communications Technology</i> , pages 69-70, 74, 78, 80, (01-12-1997)	

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Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.